

PSYCHOLOGY EXAMINING BOARD  
REGULAR MEETING  
APRIL 17, 2001

MEMBERS PRESENT: Barbara Van Horne, PHD; James Fico, PHD; Mariellen Fischer, PHD; James Fico, PHD; B. Ann Neviasher

MEMBERS EXCUSED: Don Crowder, PHD; McArthur Weddle

LEGAL COUNSEL: Wayne Austin

STAFF PRESENT: Kimberly Nania, Karen Rude-Evans

GUESTS: Sarah Bowen, WPA

CALL TO ORDER

Chair Barbara Van Horne called the meeting to order at 9:04 a.m.

APPROVAL OF AGENDA

Amendments: -Regulatory Digest  
-Practice Question from Karen Ciccarelli, MSW

MOTION: Ann Neviasher moved, seconded by James Fico, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF MARCH 13, 2001

Corrections: -On page 2, under ASPPB GUIDELINES..., in the second sentence delete "passed" and insert "initiated".  
-On page 2, under COMPUTERIZED EPPP, change "April 18" to "April 25".  
-On page 3, under REVIEW OF APPLICANT FILES, correct the spelling of "Fisher" to "Fischer".  
-On page 4, in the last motion on that page, the individual's name should not appear in the heading and in the motion, and should be replaced with the case number.

MOTION: Mariellen Fischer moved, seconded by James Fico, to approve the Minutes of March 13, 2001 as corrected. Motion carried unanimously.

SECRETARY OSCAR HERRERA

Kimberly Nania introduced Secretary Oscar Herrera to the Board. Secretary Herrera briefly talked about his background, and wished the Board a productive meeting.

PRESENTATION OF PROPOSED STIPULATIONS

There were no stipulations.

## REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES

These reports were informational.

### FINAL ADOPTION OF CLEARINGHOUSE RULE 00-170 RELATING TO CONTINUING EDUCATION AND TEMPORARY PRACTICE

MOTION: Ann Neviaser moved, seconded by James Fico, to adopt Clearinghouse Rule 00-170 relating to continuing education and temporary practice. Motion carried unanimously.

### REVIEW OF ALL RULES AND LEGISLATION CURRENTLY IN THE SYSTEM OR WERE IN THE SYSTEM DURING THE LAST YEAR

The Board reviewed all of the current legislation. The Board also discussed the issue of licensing standards for private practice school psychologists.

MOTION: Ann Neviaser moved, seconded by James Fico, to initiate legislation to bring the licensing standards of private practice school psychologists in conformance with the requirements of other master's level licensed practitioners. Motion carried unanimously.

### ENGLISH AS A SECOND LANGUAGE

Barbara Showers presented the issue of allowing additional examination time for candidates who speak English as a second language. The ASPPB does not have a policy regarding this issue, and only California and Massachusetts provide this accommodation to their candidates.

MOTION: Ann Neviaser moved, seconded by James Fico, to make a Board policy that no additional examination time be allowed for candidates who speak English as a second language. The candidates have taken numerous tests and written numerous papers in the English language to obtain the necessary educational requirements for licensure. It would be very difficult to determine who would be eligible for this accommodation, and practitioners must be able to communicate with the general Wisconsin population (clientele) in English. Mariellen Fischer abstained. Motion carried.

Barbara Showers reported that PES is behind schedule with processing authorizations to test and the implementation of the computerized EPPP examination. The computerized examination was originally scheduled to be available on April 18, but now will not be available until April 25. At this time there are approximately 47 Wisconsin candidates waiting to take the EPPP.

AMERICAN PSYCHOLOGICAL ASSOCIATION PROPOSED CHANGES TO GUIDELINES  
AND PRINCIPLES FOR ACCREDITATION OF PROGRAMS IN PROFESSIONAL  
PSYCHOLOGY AND ACCREDITATION OPERATING PROCEDURES

This item was informational. It was noted that the evaluation frequency for accreditation is semi-annual, which is less than the quarterly evaluation required for Wisconsin licensure.

REPORTING TO AND RECEIVING FROM ASPPB DISCIPLINARY DATA SYSTEM.1997-  
199 CE AUDIT

Barbara Van Horne asked for verification that DRL is both reporting to and reviewing disciplinary data from the ASPPB disciplinary data system. Kimberly Nania will try to have this information available for the next Board meeting.

ASPPB

MOTION: James Fico moved, seconded by Mariellen Fischer, to send a letter to ASPPB in support of Catherine Yarrow for member at large for the ASPPB Board of Directors. Motion carried unanimously.

VISITOR'S COMMENTS

Sarah Bowen, WPA, stated she testified before the Assembly Committee on Health on April 10, 2001 regarding AB 206. The WPA supports the licensure of psychotherapists in Wisconsin and appreciates the efforts of the groups that have worked to develop AB 206. WPA has several concerns with the complexity of the legislation, and Sarah Bowen addressed these issues in her testimony. Ms. Bowen felt her testimony was well received by the Assembly Committee on Health, and is confident that AB 206 will be reworked to address WPA's concerns.

RECESS TO CLOSED SESSION

MOTION: Mariellen Fischer moved, seconded by James Fico, to go into closed session pursuant to Chapter 19.85 (1)(a)(b)(f) and (g), Wis. Stats., for the purposes of consideration of an administrative warning, reviewing case status report, conducting oral interviews, reviewing applicant files, reviewing additional applicant information, reviewing correspondence and consulting with legal counsel. Roll call vote: James Fico – yes, Mariellen Fischer - yes, Ann Neviasser – yes, Barbara Van Horne – yes. Motion carried unanimously.

Open session recessed at 11:06 a.m.

RECONVENE IN OPEN SESSION

MOTION: Ann Neviasser moved, seconded by James Fico, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 1:32 p.m.

VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION  
APPLICATION REVIEWS

DAWN ZAHRT, PHD

MOTION: Ann Neviaser moved, seconded by James Fico, to admit Dawn Zahrt, Ph.D., to the ethics exam and personal appearance. Motion carried unanimously.  
PATRICK W MARTIN, PHD

MOTION: Ann Neviaser moved, seconded by James Fico, to admit Patrick W. Martin, Ph.D., to the ethics exam and personal appearance. Motion carried unanimously.

CATHRYN J SILVER, PSY D

MOTION: James Fico moved, seconded by Mariellen Fischer, to admit Cathryn J. Silver, Psy.D., to the ethics exam and personal appearance. Dr. Silver must either delete or provide documentation of sufficient hours in competency evaluations. Motion carried unanimously.

ADDITIONAL APPLICANT INFORMATION

CONSTANCE C WOYTHAL, PHD

MOTION: James Fico moved, seconded by Ann Neviaser, to inform Constance C. Woythal, Ph.D., that verification is needed from the Plymouth Public School District that Dr. David Eichenhofer was allowed to provide services on site if needed, and that Dr. Eichenhofer had legal and ethical responsibility for the services provided by her (Dr. Woythal) while in the Plymouth Public School District as provided in PSY 2.13(c). If this documentation is not available, Dr. Woythal must provide documentation of 1500 post-doctoral supervised hours in sites other than the Plymouth Public Schools. Motion carried unanimously.

REQUEST TO EXPAND PRACTICE

DANIELA JARAMILLO, PSY D

MOTION: James Fico moved, seconded by Mariellen Fischer, to inform Daniela Jaramillo that practicum experience cannot be used to document supervised experience to expand scope of practice for a licensed psychologist. The Board advises Dr. Jaramillo to find a doctoral level psychologist supervisor within the Milwaukee Public Schools to attest to her experience as outlined in PSY 2.13(b). Motion carried unanimously.

CORRESPONDENCE RELATING TO STEVEN V SCHNEIDER, PHD

The correspondence relating to Steven V. Schneider, Ph.D., was informational.

## REVIEW OF FILE

MILTON SILVA, PHD

MOTION: Ann Neviaser moved, seconded by James Fico, to refer this matter concerning Milton Silva, Ph.D., to DOE for non-compliance with his Board Order. Motion carried unanimously.

## CASE STATUS REPORT

There were no cases to close.

## ADMINISTRATIVE WARNING

00 PSY 066

MOTION: Mariellen Fischer moved, seconded by James Fico, to issue an administrative warning in complaint 00 PSY 066. Motion carried unanimously.

## ORAL INTERVIEWS

MOTION: James Fico moved, seconded by Ann Neviaser, to grant licenses for the practice of psychology to **Michael DiMarco, Psy.D., Diane Fischer, Psy.D., Lori Kron, Ph.D., Dawn Zahrt, Ph.D., and Kevin Arnold, Ph.D.** Motion carried unanimously.

## PRACTICE QUESTION

The Board reviewed correspondence from Karen Ciccarelli. Ms. Ciccarelli asked if it is ethically sound practice for a licensed psychologist to interview a child in order to make recommendations about visitation, with whom no relationship had been developed, several months after completing a court ordered custody evaluation of the family. There is no statutory language prohibiting this, but the psychologist should be aware that there is a potential for an appearance of a conflict of interest. Ms. Ciccarelli may go through the formal complaint process if she desires. Kimberly Nania will respond to Ms. Ciccarelli.

## OTHER BOARD BUSINESS

Two articles were submitted for the *Regulatory Digest*.

## ADJOURNMENT

MOTION: James Fico moved, seconded by Mariellen Fischer, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:05 p.m.

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